HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 4293 of 2001 (SS)

Kishan Singh Rana ..... Petitioners

Versus

1. State of Uttaranchal
2. Director Udhyan Bhawan Khadhya Pransakaran, Uttaranchal
3. Accountant General II, Allahabad
4. State of U.P. ..... Respondents

Sri M.C. Kandpal, Sr. Advocate for the petitioner
Standing Counsel for the respondents.

Hon'ble Rajesh Tandon, J.

Heard the learned counsel for the parties.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondents to pay 10% balance amount of G.P. Fund to the petitioner.

Briefly stated that the petitioner was working as Accountant with the respondent department and he was retired from service after superannuation on 31.12.1991. At the time of retirement he was paid 90% of his G.P. Fund amount along with other pensionary benefits but remaining 10% amount has not been paid to him despite several requests.

The respondent filed counter affidavit in which it has been admitted that 10% of the G.P. Fund amount of the petitioner is still due. At the time of retirement of the petitioner the office

from where the petitioner was retired, had sent his claim of remaining 10% to the Accountant General, Allahabad but despite to several reminders payment of 10% of the G.P. Fund has not been remitted to the petitioner through answering respondent no. 2.

Since the respondent no. 2 has himself admitted that 10% of G.P. Fund amount is outstanding against the respondents, therefore, the respondents are directed to pay the amount due to the petitioner within one month after the receipt of certified copy of this order.

Accordingly, the writ petition is allowed. No order as to costs.

13.5.2005 **Rajesh Tandon, J.**

*Dhyani